



**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
CONSTRUCTION CODES COORDINATING BOARD**

**MINUTES OF AUGUST 26, 2009  
SPECIAL MEETING  
941 North Capitol Street, NE  
7<sup>th</sup> Floor OPLA Conference Room  
Washington, D.C.**

**Members Present:**

Mr. Alex Berley  
Mr. Greg Colevas  
Mr. Marc Fetterman  
Mr. Gerald Keys  
Mr. Ethan Landis  
Mr. Don Masoero  
Mr. Herbert Taylor  
Mr. Nick Majett, Chairperson (*ex officio*)  
Mr. Robbie Sabbakhan

**Members Absent:**

Mr. David Hollinger

**Public Guests**

Mr. Robert Hershey  
Ms. Jill Stern  
Helder Gil  
Heather Vargas  
Curtis Clay  
Nicola Whiteman

**Call to Order**

Mr. Majett called the meeting to order at 2:05 p.m.

**Roll Call and Approval  
of Agenda**

MOTION: ROLL CALL DETERMINED THAT Board has a quorum to proceed.

**Approval of August 12,  
2009 Minutes**

MOTION: Accept and approve the final draft minutes from the August 12<sup>th</sup> meeting.

DISCUSSION: Jill Stern attended but was not a member of the board and should be listed under Public Guests section.

PROPOSAL: Amend the final minutes to reflect that Jill Stern was a Public Guest.

MOTION: Accept and approve the final draft minutes from August 12<sup>th</sup> meeting with change. (Masoero, Keys seconds). Unanimous approval.

**Review and Discussion of  
Proposed Bylaws**

Discussion continued as the Board reviewed the Bylaws with the amendments made to the document from the August 12<sup>th</sup> meeting.

MOTION: To go section by section over the DRAFT Bylaws submitted by J. Stern and to vote at the end on the final document. No vote.

MOTION: To continue going through the minutes that were discussed at least meeting beginning where the Board ended at the August 12<sup>th</sup> meeting. Motion withdrawn. (Colevas)

Some members want to go through J. Stern's edits and also wanted to consider voting on the establishment of a working group to finalize the Bylaws if a vote could not be made at the meeting.

POINT OF ORDER: Proceed through bylaws in order for discussion and vote when a complete review is finished. (Chair Majett)

DISCUSSION: ARTICLE 5 – OFFICERS. THE BOARD UNDERSTANDS THAT IT IS RECEIVING ADMINISTRATIVE SUPPORT FROM THE CHAIRPERSON OF THE BOARD AND ADMINISTRATIVE STAFF WHO ARE DCRA EMPLOYEES. BECAUSE OF THIS FACILITATION AND SUPPORT, THE BOARD DOES NOT BELIEVE THAT THEY WILL NEED TO HAVE MORE THAN ONE OFFICER POSITION, VICE CHAIRPERSON, IN ADDITION TO THE CHAIRPERSON.

PROPOSAL: Amend Article 5 Section 5 and Section 6 by removing entirely from the Bylaws.

MOTION: To Amend Article 5 Section 5 and Section 6 by removing both sections entirely from Bylaws. (Taylor, Fetterman seconds). Motion passes.

Proposal: Remove the section about working groups from the Bylaws.

Motion: To Amend Article 4 Section 3 by removing this section entirely from the Bylaws. (Masoero, Taylor seconds). Motion Passes.

Discussion: Remove Article 1 Section 4 Item C as to incorporate it into Article 1 Section 3 Item 3.

Re-insert the language at the end of Article 1 Section 2 to read “of the District of Columbia Municipal Regulations (“Construction Codes”), as stated in the Mayor’s Order 2009-22.”

Amend Article 1 Section 3 Item 3 to read “Submit for adoption, by rulemaking, such amendments referred to as ‘DCMR Title 12 Construction Codes’ or DC Code, as necessary to effectuate the Board’s purpose.”

Motion: To amend the language under Article 2 Section 3 so that it includes the language from the Mayor’s Order: “Each Board member, except the Chair, shall have one vote. Only Board members shall have the right to vote. All actions of the Board shall be approved at a duly authorized meeting with a quorum, through a favorable vote of a majority of Board members present. All Board decisions relating to the approval of all proposed Construction Codes adoptions and amendments shall require affirmation by at least a majority of the members serving on the Board at the time of the vote.” (Masoero, Keys seconds). Motion passes.

MOTION: Motion to adopt the Bylaws as amended during the meeting. Discussion. Motion passes. (Masoero, Landis seconds). Motion passes.

The Board does not feel that there needs to be a sub-committee to further review the Bylaws.

Motion: To reconsider approval of the Bylaws with a Roll Call. (Berley, Taylor seconds).

Roll Call:

Berley – Yea

Masoero – Yea

Keys – Yea

Sabbakhan – Yea

Taylor – Yea

Colevas – Yea

Fetterman – Yea

Landis – Yea

Motion Passes Unanimously.

#### **Appointment of Officers**

WITH THE APPROVAL OF THE BYLAWS, THERE IS NOW ONE OFFICER POSITION, VICE –CHAIRPERSON, OPEN. A. BERLEY NOMINATED HIMSELF TO THE POSITION (LANDIS SECONDS). MOTION PASSES.

#### **New Business**

A) Fetterman would like to clarify whether or not, according to DC Official Code Title 6, Chapter 14 Section 1409, the Mayor must propose an amendment to the Construction Codes 180 days after adoption by the IBC.

B) Berley inquired about TAG applications. Chair Majett confirmed that the applications would be online and by PDF by the end of the week for distribution to the members.

C) Fetterman was curious as to where the members could access the ICC and reference copies of the codes. Masoero indicated that he could get copies at a discounted price and that anyone interested could contact administrative staff for assistance.

D) TAG Committee Chair Appointments – Members should forward their interest to administrative staff prior to the next meeting so the Chair can make appointments.

- Landis would like to chair the Energy or Green TAG Committee
- Fetterman suggested combining some committees should the volume of proposed amendments be manageable.
- Per Don Masoero, DCRA employees will serve on multiple committees.

#### **Next Meeting**

The next meeting of the Board will be held on Thursday, September 24th, 2009 at 10 a.m.

#### **Adjournment**

MOTION: Adjourn the meeting (Masoero, Fetterman seconds).

The meeting was called to adjournment at 2:13 pm.